| 1 2 3 4 5 6 7 8 9 | Robert A. Sacks (SBN 150146) sacksr@sullcrom.com Adam S. Paris (SBN 190693) parisa@sullcrom.com Diane L. McGimsey (SBN 234953) mcgimseyd@sullcrom.com Edward E. Johnson (SBN 241065) johnsonee@sullcrom.com SULLIVAN & CROMWELL LLP 1888 Century Park East Los Angeles, California 90067-1725 Telephone: (310) 712-6600 Facsimile: (310) 712-8800 Attorneys for Defendants Alexander Lidow, Efficient Power Conversion Corp., Robert Beach, Jianjuan Cao, Alana Nakata, and Guangyuan Zhao | | | |
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| 12 | UNITED STATES DISTRICT COURT | | | |
| 13 | FOR THE CENTRAL DISTRICT OF CALIFORNIA | | | |
| 14 | INTERNATIONAL RECTIFIER, a Delaware Corporation, |) Case No. C | CV-08-5869-R (AJWx) | |
| 15 | Plaintiff, | Hon. Manuel L. Real | | |
| 16 | V. | | RANTING DEFENDANTS' | |
| 17 | | | MOTIONS TO DISMISS PLAINTIFF'S COMPLAINT | |
| 18 | ALEX LIDOW, an individual; ROBERT BEACH, an individual; |)) | E 1 2 2000 | |
| 19 | JIANJUAN "JOE" CAO, an individual; ALANA NAKATA, an |) Date:) Time: | February 2, 2009 10:00 a.m. | |
| 20 | individual; STEPHEN TSANG, an individual; GUANGYUANG ZHAO, an individual; GNOEM SYSTEMS, |) Location:) | Courtroom 8 | |
| 21 | INC., a corporation; AIXTRON AG, a corporation; EPISIL | | | |
| 22 | TECHNOLOGIES, INC., a | ,) | | |
| 23 | corporation; HERMES – EPITEK CORPORATION, a corporation; and |)) | | |
| 24 | EFFICIENT POWER CONVERSION CORPORATION, a corporation, |)) | | |
| 25 | Defendants. |)) | | |
| 26 | |)) | | |
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TO ALL PARTIES AND THEIR COUNSEL OF RECORD:

This Cause came before the Court on February 2, 2009, upon Defendants Alexander Lidow, Efficient Power Conversion Corporation, Robert Beach, Jianjuan Cao, Alana Nakata, Guangyuan Zhao and Aixtron AG's motions to dismiss pursuant to Fed. R. Civ. P. 12(b)(6) (collectively the "Motions"). The Court heard the arguments of counsel concerning, and reviewed all papers filed in support of and in opposition to, the Motions. For the reasons stated by the Court on the record, all of which are incorporated herein, the Motions are hereby **GRANTED**. Counts I and II of the Complaint are hereby dismissed without prejudice pursuant to Fed. R. Civ. P 12(b)(6). Plaintiff's remaining state law claims, Counts III-XI of the complaint, are dismissed without prejudice pursuant to 28 U.S.C. § 1367(c)(3). Plaintiff shall have 10 days to file an amended complaint.

Date: February 6, 2009

Honorable Manuel L. Real United States District Judge